

AN ACT concerning human rights.

Be it enacted by the People of the State of Illinois,  
represented in the General Assembly:

Section 5. The Illinois Human Rights Act is amended by  
changing Section 2-102 as follows:

(775 ILCS 5/2-102) (from Ch. 68, par. 2-102)

Sec. 2-102. Civil Rights Violations - Employment. It is  
a civil rights violation:

(A) Employers. For any employer to refuse to hire, to  
segregate, or to act with respect to recruitment, hiring,  
promotion, renewal of employment, selection for training or  
apprenticeship, discharge, discipline, tenure or terms,  
privileges or conditions of employment on the basis of  
unlawful discrimination or citizenship status.

(A-5) Language. For an employer to impose a restriction  
that has the effect of prohibiting a language from being  
spoken by an employee in communications that are unrelated to  
the employee's duties.

For the purposes of this subdivision (A-5), "language"  
means a person's native tongue, such as Polish, Spanish, or  
Chinese. "Language" does not include such things as slang,  
jargon, profanity, or vulgarity.

(B) Employment Agency. For any employment agency to fail  
or refuse to classify properly, accept applications and  
register for employment referral or apprenticeship referral,  
refer for employment, or refer for apprenticeship on the  
basis of unlawful discrimination or citizenship status or to  
accept from any person any job order, requisition or request  
for referral of applicants for employment or apprenticeship  
which makes or has the effect of making unlawful  
discrimination or discrimination on the basis of citizenship

status a condition of referral.

(C) Labor Organization. For any labor organization to limit, segregate or classify its membership, or to limit employment opportunities, selection and training for apprenticeship in any trade or craft, or otherwise to take, or fail to take, any action which affects adversely any person's status as an employee or as an applicant for employment or as an apprentice, or as an applicant for apprenticeships, or wages, tenure, hours of employment or apprenticeship conditions on the basis of unlawful discrimination or citizenship status.

(D) Sexual Harassment. For any employer, employee, agent of any employer, employment agency or labor organization to engage in sexual harassment; provided, that an employer shall be responsible for sexual harassment of the employer's employees by nonemployees or nonmanagerial and nonsupervisory employees only if the employer becomes aware of the conduct and fails to take reasonable corrective measures.

(E) Public Employers. For any public employer to refuse to permit a public employee under its jurisdiction who takes time off from work in order to practice his or her religious beliefs to engage in work, during hours other than such employee's regular working hours, consistent with the operational needs of the employer and in order to compensate for work time lost for such religious reasons. Any employee who elects such deferred work shall be compensated at the wage rate which he or she would have earned during the originally scheduled work period. The employer may require that an employee who plans to take time off from work in order to practice his or her religious beliefs provide the employer with a notice of his or her intention to be absent from work not exceeding 5 days prior to the date of absence.

(F) Training and Apprenticeship Programs. For any

employer, employment agency or labor organization to discriminate against a person on the basis of age in the selection, referral for or conduct of apprenticeship or training programs.

(G) Immigration-Related Practices. For an employer to request for purposes of satisfying the requirements of Section 1324a(b) of Title 8 of the United States Code, as now or hereafter amended, more or different documents than are required under such Section or to refuse to honor documents tendered that on their face reasonably appear to be genuine.

It is not a civil rights violation for an employer to take any action that is required by Section 1324a of Title 8 of the United States Code, as now or hereafter amended.

(Source: P.A. 87-579.)